

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

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THOMAS M. GOULD
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W.D. OF TENN. MEMPHIS

ATLANTIC MUTUAL INSURANCE
COMPANY,

Plaintiff,

Case No. 04-2050-MI

v.

UNITED PARCEL SERVICE, INC.
and VIP EXPRESS, INC.

Defendants.

ORDER DISMISSING DEFENDANT VIP EXPRESS, INC. WITH PREJUDICE

Plaintiff Atlantic Mutual Insurance Company and defendant VIP Express, Inc. have stipulated to the dismissal of defendant VIP Express, Inc. from this action with prejudice pursuant to Fed. R. Civ. P. 41(a)(1).

Accordingly, it is hereby ORDERED that defendant VIP Express, Inc. be, and the same hereby is, **DISMISSED WITH PREJUDICE**. It is further ORDERED that Atlantic Mutual Insurance Company and VIP Express, Inc. each shall be responsible for their own costs incurred in this action.

SO ORDERED this 3rd day of ^{November} ~~October~~, 2005.

S. Thomas Anderson USMS
HONORABLE JON PHIPPS MCCALLA
United States District Judge

Mozley, Finlayson
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A Limited Liability Partnership
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Honorable S. Anderson
US DISTRICT COURT